

TEMPORARY

Serial No. **58820 T**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 11 1993

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 11 1993

The applicant ARTHUR J. & OLLIE E. SMITH

2909 Honker Lane of FALLON
Street and No. or P.O. Box No. City or Town

NEVADA 89406-9011 hereby make.... application for permission to change the
State and Zip Code No.

Place of Use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee-Carson Irrigation District No. 822-2
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

United States of America v. Ott Water Dirch Co. in Equity No. A.3 Claim No.
Identify right in Decree.

3: Uniter States v. Alpine Land & Reservoir Co. D.C. No. D-183 BRT

1. The source of water is Truckee River & Carson River
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 35 ACRE FEET
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for as decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for as decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Lahontan Dam being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Describe as being within a 40-acre subdivision of public survey and by course and
Section 33, Township 19 North, Range 26 East, N.D.B.&M.
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within no change
If point of diversion is not changed, do not answer.

7. Proposed place of use W $\frac{1}{2}$, NE $\frac{1}{2}$, SW $\frac{1}{2}$, Section 24, Township 19 North, Range 30 East,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B.&M. Containing 10 acres. TCID Serial Number 817-1

8. Existing place of use S $\frac{1}{2}$, NE $\frac{1}{2}$, NW $\frac{1}{2}$, Section 18, Township 19 North, Range 31 East
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.B.&M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from April, 1993 to November, 1993 of each year.
Month and Day Month and Day

10. Use was permitted from as decreed to _____ of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) dam, canal, ditches
State manner in which water is to be diverted, i.e. diversion structure.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works complete

13. Estimated time required to construct works complete

14. Estimated time required to complete the application of water to beneficial use. 2 Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By s/ Arthur J. Smith
Arthur J. s/ Ollie E. Smith
 2909 Honker Lane
 Fallon Nevada 89406-9011

Compared ab/ vw ab/ vw

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

The duty under this permit is further conditioned upon possible modification by the United States District Court of Nevada in pending litigation.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on November 15, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.23 cubic feet per second, but not to exceed 35 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 11th day of June,

A.D. 19 93

[Signature]
 State Engineer

EXPIRED

DATE NOV 15 1993

